

**PATENT** Customer Number 22,852 Attorney Docket No. 5552.0265-04

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

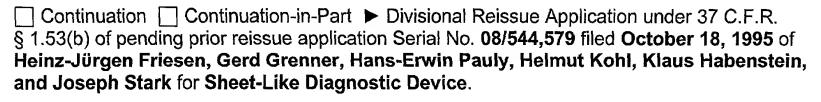
ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

Prior Application Examiner: C. Chin

SIR: This is a request for filing a

Prior Application Art Unit: **1641** 



- 1. Enclosed is a complete copy of the prior reissue application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior reissue application Serial No. 08/544,579, as originally filed on October 18, 1995, which is incorporated herein by reference.
- 2. Enclosed is a substitute specification under 37 C.F.R. § 1.125.
- 3. Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 1.22(b)(2)(B)(i).
- Cancel Claims 1-34. 4.
- A Preliminary Amendment is enclosed. 5.
- 6. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 above.

Basic Application Filing Fee					\$710	\$ \$710.00
	Number of Claims		Basic	Extra Claims		
Total Claims	23	-	20	3	x \$18	54.00
Independent Claims	2	-	3	0	x \$80	
☐ Presentation of Multiple Dep. Claim(s) +\$270						
Subtotal						\$ 764.00
Reduction by 1/2 if small entity						
TOTAL APPLICATION FILING FEE					\$ 764.00	



7.	$\boxtimes$	A check in the amount of \$764.00 to cover the filing fee is enclosed.
8.		The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
9.	$\boxtimes$	Amend the specification by inserting before the first line, the sentence:
		This is a ▶ division of application Serial No. 08/544,579, filed October 18, 1995, which is a reissue application of U.S. Patent No. 4,861,711, incorporated herein by reference
10.		New formal drawings are enclosed.
11.	•	The prior application is assigned of record to: Behringwerke Diagnostics GmbH, of Germany.
12.	•	Priority of application Serial No. P 3445816, filed on December 15, 1984 in Germany is claimed under 35 U.S.C. § 119. A certified copy
		☐ is enclosed or ► is on file in the patent file.
13.		A verified statement claiming small entity status  is enclosed or is on file in the prior application.
14.		The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg.

No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Roger D. Taylor, Reg. 28,992; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33, 921; James B. Monroe, Reg. No. 33,971; Doris Johnson Hines, Reg. No. 34,629; Allen R. Jensen, Reg. No. 28,224; Lori Ann Johnson, Reg. No. 34,498; and David A. Manspeizer, Reg. No. 37,540.

15.	The power appears in the original declaration of the prior application.
16.	Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
17.	Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300   Street, N.W., Washington, D.C. 20005-3315, Customer Number 22,852.
18.	Recognize as associate attorney [Name, Address & Reg. No.]
19.	Also enclosed is

<u>PETITION FOR EXTENSION</u>. If any extension of time is necessary for the filing of this application, including any extension in the parent application, Serial No.08/544,579, filed **October 18, 1995**, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested,

such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: March 30, 2001

Carol P. Einaudi

Reg. No. 32,220